

85th Legislative Session – 2010

Committee: Senate Taxation

Monday, February 01, 2010

P - Present
E - Excused
A - Absent

Roll Call

P Adelstein
P Fryslie, Vice-Chair
P Howie
P Jerstad
P Maher
P Merchant
P Nelson
P Peterson
P Hansen (Tom), Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by chair Tom Hansen.

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, JANUARY 27, 2010

Moved by: Adelstein
Second by: Jerstad
Action: Prevailed by voice vote.

SB 33: revise certain provisions relating to delinquent tax accounts.

See prior testimony on Wednesday, January 27, 2010

Presented by: Andrew Fergel, Department of Revenue & Regulation

MOTION: AMEND SB 33

33fa

On page 1, line 6, of the printed bill, delete "No" and insert "The secretary may, by order, revoke or cancel the license of any".

On page 1, line 9, delete everything after "authorized" and insert ".".

On page 1, delete line 10.

Moved by: Merchant
Second by: Howie
Action: Prevailed by voice vote.

MOTION: DO PASS SB 33 AS AMENDED

Moved by: Howie
Second by: Adelstein
Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Adelstein, Fryslie, Howie, Jerstad, Maher, Merchant, Nelson, Peterson, Hansen (Tom)

MOTION: PLACE SB 33 ON CONSENT CALENDAR

Moved by: Merchant
Second by: Adelstein
Action: Prevailed by voice vote.

SB 77: provide for certain sales and use tax refunds regarding certain storage facilities.

Presented by: Senator Gordon Howie
Opponents: Jane Page, Department of Revenue and Regulation

MOTION: DO PASS SB 77

Moved by: Adelstein
Second by: Howie
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER SB 77 TO THE 41ST LEGISLATIVE DAY

Moved by: Fryslie

Second by: Merchant
Action: Prevailed by roll call vote. (5-4-0-0)

Voting Yes: Fryslie, Jerstad, Merchant, Peterson, Hansen (Tom)

Voting No: Adelstein, Howie, Maher, Nelson

SB 78: revise the total amount of revenue payable to municipalities from taxes on real property.

Presented by: Senator Jason Gant
Proponents: Yvonne Taylor, SD Municipal League
Dick Howard, SD Association of Towns & Townships
Michael Kenyon, Department of Revenue and Regulation

MOTION: AMEND SB 78

78fa

On page 1, line 5, of the printed bill, delete "or municipality" and insert ", municipality, or township".

On page 1, line 11, delete "or municipality" and insert ", municipality, or township".

On page 1, line 13, delete "or municipality" and insert ", municipality, or township".

On page 2, line 1, delete "or municipality" and insert ", municipality, or township".

Moved by: Fryslie
Second by: Maher

The gavel was turned over to Vice-Chair, Fryslie

Action: Prevailed by voice vote.

MOTION: DO PASS SB 78 AS AMENDED

Moved by: Jerstad
Second by: Merchant
Action: Prevailed by roll call vote. (8-0-1-0)

Voting Yes: Adelstein, Fryslie, Howie, Jerstad, Maher, Merchant, Nelson, Peterson

Excused: Hansen (Tom)

MOTION: PLACE SB 78 ON CONSENT CALENDAR

Moved by: Merchant

Second by: Maher

Action: Prevailed by voice vote.

MOTION: AMEND TITLE OF SB 78

78fta

On page 1, line 2, of the printed bill, after "municipalities" insert "and townships".

Moved by: Merchant

Second by: Adelstein

Action: Prevailed by voice vote.

HB 1030: revise certain provisions regarding references to the Internal Revenue Code.

Presented by: Michael Kenyon, Department of Revenue and Regulation

MOTION: DO PASS HB 1030

Moved by: Adelstein

Second by: Merchant

Action: Prevailed by roll call vote. (8-0-1-0)

Voting Yes: Adelstein, Fryslie, Howie, Jerstad, Maher, Merchant, Nelson, Peterson

Excused: Hansen (Tom)

MOTION: PLACE HB 1030 ON CONSENT CALENDAR

Moved by: Jerstad

Second by: Adelstein

Action: Prevailed by voice vote.

MOTION: ADJOURN

Moved by: Howie

Second by: Merchant

Action: Prevailed by voice vote.

Lois Henry
Committee Secretary

Tom Hansen, Chair